Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 22 May 2009

Message Text

CONFIDENTIAL

PAGE 01 STATE 038949
ORIGIN EB-08

INFO OCT-01 EA-07 ISO-00 L-03 CAB-02 CIAE-00 COME-00
DODE-00 DOTE-00 INR-07 NSAE-00 CIEP-01 FAA-00 /029 R

DRAFTED BY EB/AB:TROESCH:DLS
APPROVED BY EB:JLKATZ
EB/OA:MSTYLES
L/EB:PTRIMBLE
EA:EHEGINBOTHAM
EA: RHOLBROOKE
----------192000 114955 /41
O 191943Z FEB 77
FM SECSTATE WASHDC
TO AMEMBASSY MANILA IMMEDIATE

C O N F I D E N T I A L STATE 038949

FOR AMBASSADOR SULLIVAN FROM KATZ AND HOLBROOKE

E.O. 11652: GDS

TAGS: CIVAIR

SUBJECT: US-PHILIPPINES NEGOTIATIONS

REF: MANILA 2560

1. BEFORE ENDORSING CAB ACTION, DEPT. CAREFULLY CONSIDERED PROBABLE CONSEQUENCES OF CAB DISAPPROVAL ORDER REGARDING PAL'S APPLICATIONS FOR ALL-CARGO SERVICE. WE RECOGNIZE THAT GOP LIKELY TO INTERPRET DECISION AS FIRST EXPRESSION OF NEW ADMINISTRATION POLICY TOWARD GOP AND ELEVATE ISSUE TO POLITICAL LEVEL. EMBASSY SHOULD USE ITS IMPRESSIVE PERSUASIVE POWERS TO CONVINCE GOP TO CONTRARY AND UNDER-SCORE THAT THIS IS LONG-PENDING TECHNICAL ECONOMIC/ COMMERCIAL MATTER WHICH SHOULD BE CONTAINED IN NORMAL CONFIDENTIAL

CONFIDENTIAL

PAGE 02 STATE 038949

ECONOMIC/COMMERCIAL CHANNELS OF NEGOTIATION AND APPEAL. DEPT. HAS INFORMED NSC FULLY ON THE CASE AND OF YOUR VIEWS.

2. DEPT. HAS ONCE AGAIN REVIEWED LEGAL ASPECTS AND REITERATES CONCLUSION THAT THE AMBIGUOUS LANGUAGE OF 1974 ARRANGEMENT AND SOME ELEMENTS OF NEGOTIATING HISTORY PRO-

Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 22 May 2009

Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 22 May 2009

VIDE BASIS FOR JUDGMENT THAT INTENT WAS TO MAINTAIN STATUS QUO. WORDS "SYMPATHETIC CONSIDERATIONS" CAN ALSO BE CONSTRUED TO REFER TO REQUESTS FOR NONCONSEQUENTIAL

ADJUSTMENTS IN THE STATUS QUO. GOP COULD BE EXPECTED TO GIVE EVIDENCE OF ITS "SYMPATHY" BY SOME POSITIVE ACTION, E.G.,ALLOWING FTL TO CHANGE AIRCRAFT WITH THE PROVISO THAT THE CAPACITY LEVEL WOULD BE MAINTAINED AT THE ORIGINAL (DC-8) LEVEL.

3. USG WOULD PREFER TO KEEP ALL CARGO SERVICE PROBLEMS SEPARATE FROM GENERAL BILATERAL CIVAIR NEGOTIATIONS AND WAS PREPARED TO APPROVE PAL'S APPLICATION IN RETURN FOR ITS ACCEPTANCE OF FTL REQUEST. HOWEVER, IT IS OBVIOUS GOP SEES ITS INACTION ON FTL AND PAN AM APPLICATIONS AS ONE WAY TO STRENGTHEN ITS BARGAINING POSITION FOR ACQUIRING LOS ANGELES.

4. FTL IS AWARE OF POSSIBLE RETALIATION AGAINST ITS THREE WEEKLY FLIGHTS TO MANILA AND IS PREPARED TO SUFFER CONSEQUENCES. ACCORDING TO AIRLINE REPS, WITHOUT ABILITY TO CHANGE AIRCRAFT, FTL WOULD HAVE TO CONSIDER SERIOUSLY WHETHER IT COULD CONTINUE SERVICE TO MANILA REGARDLESS ANY GOP RETALIATORY ACTION.
HARTMAN

CONFIDENTIAL

NNN

Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 22 May 2009

Message Attributes

Automatic Decaptioning: X
Capture Date: 01-Jan-1994 12:00:00 am
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: CIVIL AVIATION, NEGOTIATIONS
Control Number: n/a
Copy: SINGLE
Sent Date: 19-Feb-1977 12:00:00 am
Decaption Date: 01-Jan-1960 12:00:00 am
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 22 May 2009
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1977STATE038949
Document Source: CORE
Document Unique ID: 00
Drafter: TROESCH:DLS
Enclosure: n/a
Executive Order: GS
Errors: N/A
Expiration:
Film Number: D770060-0517
Format: TEL
From: STATE
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1977/newtext/t19770224/aaaaauuu.tel
Line Count: 87
Litigation Code IDs:
Litigation Codes:
Litigation History:
Locator: TEXT ON-LINE, ON MICROFILM
Message ID: 4954f2c3-c288-dd11-92da-001cc4696bcc
Office: ORIGIN EB
Original Classification: CONFIDENTIAL
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators: n/a
Previous Classification: CONFIDENTIAL
Previous Handling Restrictions: n/a
Reference: 77 MANILA 2560
Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
Review Date: 23-Feb-2005 12:00:00 am
Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 3272400
Secure: OPEN
Status: NATIVE
Subject: US-PHILIPPINES NEGOTIATIONS
TAGS: EAIR, US, RP
To: MANILA
Type: TE
vdkvgwkey: odbc://SAS/SAS.dbo.SAS_Docs/4954f2c3-c288-dd11-92da-001cc4696bcc
Review Markings:
Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
22 May 2009
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 22 May 2009